

Ashley M. Gjovik, JD
Pro Se Plaintiff

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

ASHLEY GJOVIK, *an individual*,
Plaintiff,
v.

APPLE INC, *a corporation*,
Defendant.

Case No. 3:23-cv-04597-EMC

Judge: Honorable Edward M. Chen

Case Filed: September 7 2023

Notice Filed: November 19 2023

**PLAINTIFF'S NOTICE OF INTENT
TO FILE OPPOSITION TO
DEFENDANT'S PARTIAL MOTION
TO DISMISS**

**PLAINTIFF'S NOTICE OF INTENT
TO FILE 2ND AMENDED COMPLAINT**

NOTICE

1. The Defendant, Apple Inc, has filed a Partial Motion to Dismiss on November 16 2023 arguing some of Gjovik's claims "fail to state a claim upon which relief can be granted." [Docket #30].

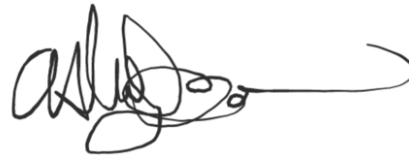
2. Plaintiff, Ashley Gjovik, submits this Notice of Intent to file Opposition and

supporting memorandum, in Opposition to Apple's Motion to Dismiss, and a proposed order to deny Apple's motion, by or before the deadline previously stipulated with Defendant and approved by Magistrate Judge Beeler, which is December 21 2023. [*Docket #9, 12*].¹

3. Gjovik also submits this Notice of Intent to file a second Amended Complaint as a matter of course, by or before the deadline previously stipulated with Defendant and approved by Magistrate Judge Beeler, which is December 21 2023. [*Docket #9, 12*].²

4. While this is not a Securities Fraud case, because the SOX and Dodd-Frank whistleblower claims revolve around Gjovik's allegations of securities fraud, Plaintiff will attach Judge Chen's Standing Order # 10 chart completed and as an attachment.³ Plaintiff will also attach another copy of Judge Chen's Standing Order # 10 chart to document allegations in the Defendant's convicted/settled DOJ Securities Fraud cases noted as RICO Predicate Acts.

Respectfully submitted,



By _____

Ashley M. Gjovik, J.D.
Pro Se Plaintiff

Dated: November 19 2023

¹ "Plaintiff may file a Second Amended Complaint on or before December 21, 2023, regardless of whether or not it is in response to a motion by Defendant in response to Plaintiff's First Amended Complaint ... if Defendant responds to the First Amended Complaint with a motion and if Plaintiff chooses to file a Second Amended Complaint under Rule 15 of the Federal Rules of Civil Procedure, then Plaintiff will do so on or before December 21, 2023, and Defendant will file a Response to the Second Amended Complaint on or before January 18, 2024."

² "Plaintiff may file a Second Amended Complaint on or before December 21, 2023, regardless of whether or not it is in response to a motion by Defendant in response to Plaintiff's First Amended Complaint ... if Defendant responds to the First Amended Complaint with a motion and if Plaintiff chooses to file a Second Amended Complaint under Rule 15 of the Federal Rules of Civil Procedure, then Plaintiff will do so on or before December 21, 2023, and Defendant will file a Response to the Second Amended Complaint on or before January 18, 2024."

³ Judge Chen's Standing Orders: <https://www.cand.uscourts.gov/wp-content/uploads/judges/chen-emc/Standing-Order-Civil-General-REVISED-12-1-2022.pdf>